

68223

98 OCT 20 A10:35

Vol. 1998 Page 38361

#6

**CONDITIONAL USE PERMIT
HEARINGS OFFICER REVIEW/DISPOSITION**

APPLICATION NO./REVIEW DATE: CUP 79-98

H.O. Hearing: 10-16-98

APPLICANT/REPRESENTATIVE: Guillermo and Judy SALGADO
P.O. Box 212.
Dairy, OR 97625

CUP to establish pre '76 mobilehome on property zoned R-1 as conditionally permitted per LDC section 51.330 K.

LOCATION: 31641 Sailfish Ln., Bly Mtn.

LEGAL DESCRIPTION: Lot 21, Blk 17, KFFE #1 3711-220-2800

ACCESS: existing roadnet

ZONE/PLAN: R-1/Rural

UTILITIES:

EXHIBITS:

WATER: Well

FIRE: KCFD #5

ELECTRIC: Midstate

SEWER: Septic

a. Site Plan

b. EHS memo

d. Additional Conds.

c. Salgado letter 9-24-98

NARRATIVE AND RECOMMENDATION: The applicant wishes to establish a pre'76 mobilehome on property zoned for rural use on Bly Mtn... Notification was sent out to interested agencies and adjacent property owners and **NO NEGATIVE RESPONSE** was received. Consideration of this application is allowed per Article 51.330 K and Article 44 of the Code. Staff recommends Hearings Officer approval subject to Code requirements for manufactured home placement as established by Environmental Health Services, and Building Department, subject to the following.

1. A placement permit must be obtained/approved within two years of the date set out below or this permit is null and void; and 2. Additional Conditions, Exhibit d.

DISPOSITION: APPROVED this _____ day of OCTOBER, 1998


Joan Marie Michelsen, Hearings Officer**NOTICE OF APPEAL RIGHTS:**

You are hereby notified this decision may be appealed to the Klamath County Board of County Commissioners by filing with the Planning Department a notice of appeal together with the required fee within SEVEN days following the date of mailing of this decision.

BEFORE THE HEARINGS OFFICER OF KLAMATH COUNTY, OREGON

In the Matter of the application by:
Guillermo and Judy Saigado

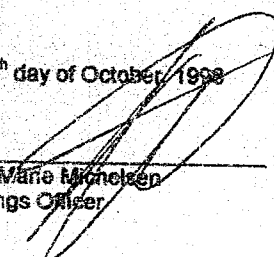
)
) ORDER
) CASE NUMBER 79-98
)

ORDER

Therefore, it is hereby ordered that the applicants request to develop a pre-1976 Mobilehome is approved subject to the following conditions:

- a. That approval is obtained for on-site sewage disposal and that the applicant provides proof of clearance from the Environmental Health Services Division and Building department within two (2) years following the date of this order, or obtain an extension of time, or this approval will be void.
- b. That the applicant complies fully with fire safety and other siting standards of the Land Use Code as set out in Article 69 of the LDC.
- c. That the applicant receive approval for and develop an on-site well or other source of water consistent with LDC 55.06(C)(4).
- d. The applicant is forbidden to occupy the location until the manufactured dwelling is approved for occupancy by the County Building Department and all conditions of this order have been met.
- e. That a porch is built on the side of the dwelling which faces the road.
- f. That the dwelling be set back from the road significantly as represented by the applicant in her testimony.

Dated this 16th day of October, 1998


Joan-Marie Michelsen
Hearings Officer

NOTICE OF APPEAL RIGHTS

You are hereby notified this application may be appealed to the Klamath County Board of Commissioners by filing with the Klamath County Planning Department a Notice of Appeal as set out in Section 33.004 of the Klamath County Land Development Code together with the fee required within SEVEN DAYS (7) following the mailing date of this order.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County the 20th day
of October A.D., 19 98 at 10:35 o'clock A.M., and duly recorded in Vol. M98
of Deeds on Page 38361

Return: Commissioners Journal

FEE No Fee

By Bernetha G. Letsch, County Clerk
Kathleen Ross